

WATER QUALITY CERTIFICATION INFORMATION SUMMARY FOR NATIONWIDE PERMIT USE IN THE ALBUQUERQUE DISTRICT

Section 401 water quality certification for nationwide permits (NWP) in the Albuquerque District has been variously issued, waived, denied, or conditioned by certifying agencies. Review the following list to determine the status of water quality certification for the type of NWP and area of use. This list is a summary of information received from the certifying agencies; the specific requirements are available in each agency's water quality certification. You must obtain any required individual water quality certification from the appropriate water quality certification authority for your project area prior to construction under the specified nationwide permits:

State of Colorado. Water quality certification for all NWPs is issued by State of Colorado statute.

State of New Mexico. Issued unconditional certification for NWPs 1, 2, 8, 9, 10, 11, 20, 22, 24, 30, and 38. Conditional certification is issued for NWPs 3-7, 12-19, 21, 23, 25, 27-29, 31-37, 39-44. If your project impacts more than 1/3 acre of wetlands, or is within a perennial surface water or perennial reach of an ephemeral or intermittent surface water, you must obtain individual water quality certification from the New Mexico Environment Department to use these conditionally certified NWPs. Contact:

New Mexico Environment Department
Surface Water Quality Bureau, Sec 401 Certification Program
Harold Runnels Building, 1190 St. Francis Drive
P.O. Box 26110
Santa Fe, New Mexico 87502-6110 Phone: (505) 827-2803

State of Texas. Issued conditional water quality certification for all NWP use in Texas. The permittee must use best management practices (BMPs) described in the certification for erosion control, post-construction total soluble solids control and sedimentation control. Copies of the conditions, including the required BMPs, may be obtained from the Albuquerque District or from the Texas Natural Resource Conservation Commission. Contact:

Texas Natural Resource Conservation Commission
Water Quality Assessment Section
Water Permits & Resource Management Division (MC-150)
P.O. Box 13087
Austin, Texas 78711-3087 Phone: (512) 239-1000

Pueblo of Isleta jurisdiction. Requires individual water quality certification for use of any NWP within Pueblo of Isleta jurisdiction. Contact:
Water Quality Program
Pueblo of Isleta
P.O. Box 1270
Isleta, New Mexico 87022 Phone: (505) 869-2710

Pueblo of Nambe jurisdiction. Water quality certification for all NWPs is denied. Requires individual water quality certification for use of any NWP within Pueblo of Nambe jurisdiction. Contact:
Pueblo of Nambe Department of Environment and Natural Resources
Route 1, P.O. Box 117BB
Nambe Pueblo, New Mexico 87501 Phone: (505) 455-2036

Picuris Pueblo jurisdiction. Requires individual water quality certification for use of any NWP within Picuris Pueblo jurisdiction. Contact:
Environment Department
Picuris Pueblo
P.O. Box 127
Penasco, New Mexico 87553 Phone: (505) 587-2519

Pueblo of Pojoaque jurisdiction. Conditional certification is issued for use of new and modified NWPs. Requires individual water quality certification for use of any NWP within Pueblo of Pojoaque jurisdiction. Your submittal to the Pueblo must include a Pollution Prevention Plan. Copies of the conditions may be obtained from the Albuquerque District or from the Pueblo of Pojoaque Environment Department. Contact:
Pueblo of Pojoaque Environment Department
Route 11, PO Box 21G
Santa Fe, New Mexico 87501 Phone: (505) 455-2087

Pueblo of Sandia jurisdiction. Requires individual water quality certification for use of any NWP within Pueblo of Sandia jurisdiction. Contact:
Environmental Director
Pueblo of Sandia
Box 6008
Bernalillo, New Mexico 87004 Phone: (505) 867-4533

Pueblo of Tesuque jurisdiction. Requires individual water quality certification to use any NWP within Pueblo of Tesuque jurisdiction. Contact:
Pueblo of Tesuque Environment Department
Route 5, Box 360-T
Santa Fe, New Mexico 87501 Phone: (505) 983-2667 or 988-3620

Pueblo of San Juan jurisdiction. Conditional certification is issued for all NWP's. Requires individual water quality certification for use of any NWP within Pueblo of San Juan jurisdiction. Compliance with the Pueblo of San Juan Surface Water Quality Monitoring Program is also required. Contact:

Office of Environmental Affairs
San Juan Pueblo
P.O. Box 717

San Juan Pueblo, New Mexico 87566-0717 Phone: (505) 852-4212

Santa Clara Pueblo jurisdiction. Certification is not required or is issued for NWP's 1-2, 4-5, 9-11, 15-17, 20-22, 24, 28, 32, 34-35, and 37-38. Water quality certification is issued with conditions for NWP's 6-7, 12-14, 18-19, 23, 25, 29-30, 33, and 36. All new or modified NWP's are not certified. Requires individual water quality certification for use of NWP's within Santa Clara Pueblo jurisdiction. Contact:

Santa Clara Pueblo - Office of Environmental Affairs
Surface Water Division
P.O. Box 580

Espanola, New Mexico 87532 Phone: (505) 753-7326, ext. 232

Tribal lands in Colorado, certifying agency: EPA, Region 8 (Note: EPA certifies projects on tribal lands in Colorado where the tribe does not have water quality certifying authority). EPA, Region 8, has denied certification of NWP's 37 and 44, and conditionally denied certification of all other NWP's. Individual water quality certification for use of NWP's must be obtained from the EPA, Region 8. Contact the applicable Tribe and:

U.S. Environmental Protection Agency, Region 8
Ecosystems Protection Program
999 18th Street, Suite 500

Denver, Colorado 80202-2466 Phone: (303) 312-6192

Tribal lands in New Mexico, certifying agency: EPA, Region 6 (Note: EPA certifies projects on tribal lands in New Mexico where the tribe does not have water quality certifying authority). Water quality certification is denied without prejudice for use of all NWP's. You must obtain individual water quality certification to use any NWP where water quality certification is denied without prejudice. Contact:

U.S. Environmental Protection Agency, Region 6
Ecosystems Protection Branch
1445 Ross Avenue, Suite 1200

Dallas, Texas 75202-2733 Phone: (214) 665-8333

Navajo Nation, certifying agency: EPA, Region 9. Issued conditional water quality certification for NWP's 1, 2, 4-6, 8-11, 13, 15, 17, 19, 20, 22-25, 28, 30, 32, 34-36, and 38. Copies of the conditions may be obtained from the Albuquerque District or from EPA, Region 9. Denied certification for use of NWP's 3, 7, 12, 14, 16, 18, 21, 29, 31, 33, and 39-44. You must obtain an individual water quality certification to use these NWP's on Navajo Nation lands. Contact:

U.S. Environmental Protection Agency, Region 9
Water Division (WTR-8)

75 Hawthorne Street

San Francisco, California 94105-3901 Phone: (415) 744-2009

General Information regarding Section 401 water quality certification and Section 404 permit requirements may be obtained from our web site at www.spa.usace.army.mil/reg/ or by contacting us at:

Regulatory Branch
Albuquerque District, U.S. Army Corps of Engineers
4101 Jefferson Plaza, NE
Albuquerque, New Mexico 87109-3435
Phone: (505) 342-3283

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WQ Summary Version: 6/15/00